



State of Delaware
Clean Water Advisory Council
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Minutes of the Public Hearing
FY 2010 Project Priority List and 2009 Intended Use Plan - Supplemental
April 22, 2009

The Delaware Clean Water Advisory Council held a public hearing on Wednesday, April 22, 2009 at 9:00 a.m., at the Kent County Administrative Complex, Conference Room 220, 555 Bay Road, Dover, Delaware.

MEMBERS PRESENT:

Joe Corrado, Chair
Jeffrey Bross, Vice-Chair
Kevin Anderson
Lee Beetschen
Andy Burger
Gary Burcham
Eugene Dvornick
Andy Manus
Hans Medlarz
Chris O'Keefe
Robert Stickels

OTHERS PRESENT WERE:

Terry Deputy, Division of Water Resources
Daisy Lopez, Division of Water Resources
Davison Mwale, Division of Water Resources
Frank Paquette, Division of Water Resources
Reza Moqtaderi, Division of Water Resources
Greg Pope, Division of Water Resources
Frank Piorko, Division of Soil and Water Conservation
Mike Cotton, ECI
Kevin Donnelly, New Castle Conservation District
Larry Irelan, New Castle Conservation District
Dan String, Green Stone Engineering
Ryan Flickinger, KCI
Kathy Weldon, Division of Water Resources
Ed Lewandowski, CIB
Stu Lindner, Artesian
John Ashman, Sussex County

Jon Husband, New Castle County
Ken Branner, Artesian
Brian Kelly, Division of Soil and Water
Jim Sullivan, SWC
Jen Campagnini, DNREC/Office of the Secretary
Dodge Lodge, Office of Drinking Water
Dennis O'Shea, DelDOT
Rodney Wyate, Artesian
Joshua Gliptis, Davis, Bowen and Friedel
Hugo Dreibelbis, DelDOT
Sarah Cooksey, Division of Coastal Programs
Jennifer Mihills, Delaware Nature Society
Anne Gryeson, Safe Haven

WELCOME NEW CWAC CHAIR AND COUNCIL MEMBERS

Mr. Deputy introduced Mr. Joseph J. Corrado as the new Chair of the Clean Water Advisory Council and welcomed two new members, Mr. Kevin Anderson, Associate Planner for the Brandywine Conservancy Environmental Management Center and Mr. Eugene Dvornick, Town Manager of the Town of Georgetown.

CALL TO ORDER

Hearing called to order at 9:00 am.

WRITTEN PUBLIC COMMENTS RECEIVED ON THE FY 2010 PPL AND 2009 IUP - SUPPLEMENTAL

No written comments were received from the public as of April 17, 2009.

GREEN PROJECT RESERVE OVERVIEW, RANKING CRITERIA, AND SELECTED PROJECTS

A 2009 Intended Use Plan supplemental for the Clean Water State Revolving fund (CWSRF) Capitalization Grant – American Recovery and Reinvestment Act of 2009 (ARRA) was submitted to EPA. Project requirements for the ARRA Capitalization Grant are:

- Projects must be on the State's Project Priority List
- Projects must be under signed contract or in construction by February 17, 2010
- Projects must comply with the Davis-Bacon Wage Rates; Buy American Requirements (Iron, Steel, and Manufactured Goods); and existing CWSRF Federal Requirements.

The ARRA Grant requires at least 50% be used for principal loan forgiveness, negative interest rates, or grants; and at least 20% be used for a Green Project Reserve for green infrastructure, water or energy efficiency projects, or innovative uses.

The total Capitalization Grant award is \$19.9 million. The proposed uses for the funds are:

- Program Loans - \$5.0 million
- Project Subsidization – 50% required – 9.6 million
- Green Project Reserve – 20% required – 3.8 million
- Water Pollution Control Revolving Loan Fund Administration – 4% - 769,564

Green Project Reserve projects were solicited from March 18 through April 17. \$3.8 million will be used for loans with \$1.9 million principal forgiveness. Project selection was based on the Green Project Reserve Criteria. CWSRF loans under signed contract or in construction by December 2009 will have a 2% interest rate as opposed to the current rate of 4.29%.

Mr. Deputy thanked Mr. Bross who was present at the ranking of the projects and assisted in getting the ranking process started. He also thanked Greg Pope from FAB, Jen Volk from Watershed Assessment, Randy Greer from Soil and Water, Lyle Jones from Watershed Assessment, and Susan Love from Coastal Programs for their assistance in ranking the projects.

For the Council's benefit, Mr. Bross indicated that he observed the scoring process for a little over half of the applications scored. Given the challenges of the amount of time and data, the ranking team had a lot of work in scoring the applications. He stated that the team did a really good job and although it wasn't a perfect process it was a good process given the timeliness that was needed.

56 Green Project Reserve pre-applications were received; 45 ranked totaling \$73.8 million; 8 had insufficient information and were not ranked; and 3 were not eligible for funding. Out of the 56 applications, 8 were recommended for funding.

A project summary sheet was included in the Council Member's package and copies were available for the public. The summary sheet included the 8 projects that were selected based on the ranking criteria. The selected projects will be submitted to the Environmental Protection Agency (EPA) for their approval. Below is the chart of the selected projects.

Green Project Reserve: Project Summary Sheet										
Project Rank	Total Points	Loan Amount	Loan Forgiveness	Project Name	Applicant	Pre-Application Project Request Type				
						Municipal	Non-Profit	Private Business	Conservation District	Project Not Eligible
1	61.80	150,000	75,000	Construction Training and Education Center	The Challenge Program		1			
2	58.60	135,000	67,500	Green Infrastructure Renovation Projects along Cool Run in the White Clay Creek National Wild and Scenic River Watershed	University of Delaware Water Resources Agency		1			
3	56.40	1,440,000	720,000	Wilmington Silverbrook Run C.S.O. and Webb Street Flood Control Project	New Castle Conservation District				1	
4	51.80	250,000	125,000	The Town of Millsboro Wastewater Disposal and Reuse	Town of Millsboro	1				
5	48.20	950,000	425,000	Sussex County Safe Haven Animal Sanctuary	Safe Haven Animal Sanctuary of Sussex County		1			
6	48.20	250,000	125,000	City of New Castle Stormwater Management Facility Retrofit Projects	City of New Castle	1				
7	48.20	630,000	315,000	Washington Park Flood Mitigation, Nutrient Reduction and Habitat Enhancement Project	City of New Castle	1				
8	47.20	442,500	221,250	City of New Castle Buttonwood Dike Flood Mitigation, Nutrient Reduction and Habitat Enhancement Project	City of New Castle	1				
Sub-Totals:		4,247,500	2,073,750			4	3		1	
Proposed Funding:		3,847,820	1,923,910							

On May 28, a Green Project Reserve workshop will be held at Delaware Technical and Community College in Dover. Organizations, agencies, and businesses with the selected GPR projects will be invited to the workshop. The Council Members are welcomed to attend.

The Council discussed and agreed that three (3) alternate projects should be submitted to EPA in the event that some of the top ranking projects do not go through.

PUBLIC COMMENTS

None

OFFICIALLY CLOSE PUBLIC RECORD

Motion made by Mr. Bross to close the public record. Motion passed unanimously.

ADJOURNMENT

The hearing adjourned at 9:30 am.